

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 16 1973

Returned to applicant for correction

Corrected application filed

Map filed MAY 16 1973

The applicant John R. Gillingham c/o Boyack Surveying, Agent  
582 1/2 West Cedar  
of Elko, County of

State of Nevada 89801, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is 3 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for irrigation and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 31 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SE 1/4 NW 1/4 Sec. 19, T.39N., R.69E., M.D.M., or at a point from which the NW corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Sec. 19 bears N. 41° 19' 12" W. 2072.95 feet  
it should be stated.

6. Place of use Portion of the East 1/2 NW 1/4 Sec. 19, T.39N., R.69E., M.D.M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 30, of each year.  
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well pump and open ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 9. Estimated cost of works \$5,000
- 10. Estimated time required to construct works 2 years
- 11. Estimated time required to complete the application to beneficial use 2 years
- 12. Remarks

Applicant John R. Gillingham, Montello, Nev.

By s/ Alan S. Boyack  
Boyack Surveying (Agent)

Compared jw/lk bs/lk 582½ West Cedar  
Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

- Actual construction work shall begin on or before February 27, 1974
- Proof of commencement of work shall be filed before March 27, 1974
- Work must be prosecuted with reasonable diligence and be completed on or before February 27, 1975
- Proof of completion of work shall be filed before March 27, 1975
- Application of water to beneficial use shall be made on or before February 27, 1976
- Proof of the application of water to beneficial use shall be filed on or before March 27, 1976
- Map in support of proof of beneficial use shall be filed on or before March 27, 1976

Commencement of work filed MAR 17 1975 / IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 27th day of August

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_ A.D. 19 73  
 Recorded \_\_\_\_\_ Bk. \_\_\_\_\_ Page \_\_\_\_\_

CANCELLED MAY 3 1976 County Recorder OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
 216 (Rev. 7-70)  
Roland D. Westergard  
 STATE ENGINEER

*Roland D. Westergard*  
 State Engineer